



IN THE HIGH COURT OF JUDICATURE AT JABALPUR, MP.

W.P. No. 5021/99.

WRIT PETITION UNDER ARTILCE 226/227 OF THE
CONSTITUTION OF INDIA.

PETITIONER.

: Vijay Kumar Prajapati
S/o. Late Sadhu Saran
Prajapati, aged about 23
years R/o. Village- Godhanpur
Tehsil/ PS- Ambikapur
District- Sarguja, MP.

-Versus-

RESPONDENTS.

1. The State of M.P. through
the Secretary, Revenue
Department, Bhopal, MP.
2. The M.P. State Road Transport
Corporation, through its
Managing Director, Head
Office at Habibganj Bhopal, MP.
3. Up Maha Prabandhak (Karmik)
M.P. State Road Transport
Corporation, Bhopal, MP.
4. Collector, Sarguja, Ambikapur
District- Sarguja, MP.
5. Chhattisgarh Adhoshanrach na
Vikas Nigam,
At & Post - Raipur District - Raipur (C-9)

attested

Sd/-

A/R. (3)

Amended vide
C.O dt 18.8.2004.

Chattisgarh

Consent to the petition

57

HIGH COURT OF CHHATTISGARH AT BILASPUR

Writ Petition No. 5021 of 1999

Petitioner

Vijay Kumar Prajapati

Versus

Respondents

The State of M.P. & others

Single Bench : Hon'ble Mr. Justice **Satish K. Agnihotri**.

Shri A. K. Prasad, counsel for the petitioner.

None for the respondents No. 1, 2 and 3.

Shri Pankaj Shrivastava, Panel lawyer for the respondent No. 4/State.

Shri Sameer Sahu, counsel for the respondent No. 5.

ORAL ORDER

(6th March, 2006)

1. Learned counsel for the petitioner submits that father of the petitioner Late Shri Sadhu Saran Prajapati was employed by the Madhya Pradesh State Road Transport Corporation Depot as Job Keeper and posted at Baloda Bazar Depot, Raipur.
2. Late Shri Sadhu Saran Prajapati, died on 31.3.1998, in harness. The petitioner, who happens to be dependant of Late Shri Sadhu Saran Prajapati, filed an application on 4.11.1999 for compassionate appointment (Annexure P-7).
3. According to learned counsel for the petitioner, his representation has not been decided so far in the teeth of the Government Circulars dated 10.6.1994 and 31.5.1999 (Annexure P-6), wherein it has clearly been stated that the dependants of the employees, who had died in harness, be appointed on compassionate basis.
4. Learned counsel appearing for the petitioner, at this stage, confines his prayer to the effect that the respondents be directed to consider

and decide his representation dated 4.11.1999 along with fresh representation to be filed by the petitioner within two weeks.

5. The respondent No. 5 fairly states that the case of the petitioner will be considered, in accordance with law after ascertaining the fact as to whether he was assigned State of Madhya Pradesh or State of Chhattisgarh as admittedly the petitioner has been working at Baloda Bazar, District-Raipur.
6. The petitioner is granted liberty to file a fresh representation, if any, within a period of two weeks and the respondent No. 5 is directed to consider the earlier representation dated 4.11.1999 along with fresh representation of the petitioner for grant of compassionate appointment within a period of six weeks from the date of receipt of the fresh representation, in accordance with law.
7. For the reasons stated above, the writ petition stands disposed of. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge